



RCE *IPW*

Customized PTO/SB/30 (09-04)

**REQUEST FOR
CONTINUED EXAMINATION
(RCE) Transmittal**

Application #	10/056,052
Confirmation #	3946
Filing Date	28 January 2002
First Inventor	PATTI et al.
Art Unit	1648
Examiner	Lucas
Docket #	P07069US04/BAS

This is a Request for Continued Examination under 37 CFR § 1.114 of the above-identified application.
RCE practice does not apply to any utility application filed prior to June 8, 1995, or to any design application.

Submission required
under 37 CFR § 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise (with a separate Request).

..... **Previously submitted.** If a final Office action is outstanding, any amendments filed after the final Office action may be considered by the PTO as a submission even if this line is not checked.

..... Consider the arguments in the Appeal or Reply Brief previously filed on

..... Other:

☒ **Enclosed**

..... ☒ Amendment/Reply

..... Information Disclosure Citation

..... Affidavit(s)/Declaration(s)

..... Other:

Miscellaneous

..... **Suspension of action** on the above-identified application is requested under 37 CFR § 1.103(c) for a period of * months (*Period of suspension shall not exceed 3 months; Fee under 37CFR§ 1.17(i) required*)

..... Other:

FEES: calculated below (after reduction for an amendment if noted above).

	NOW	Basic/Previous Number	Present Extra	Rate	\$
..... TOTAL CLAIMS	33	- 37	0	X \$ 18 =	
..... INDEP. CLAIMS	1	- 4	0	X \$ 88 =	
..... <input checked="" type="checkbox"/> RCE fee required under 37 CFR § 1.17(e)				\$ 790 =	790
TOTAL OF ABOVE CALCULATIONS =					790
..... <input checked="" type="checkbox"/> Reduction by ½ for small entity status of applicant				-	395
SUBTOTAL =					395
..... <input checked="" type="checkbox"/> Extension of time fee	11/03/2004	EABUBAK1 00000034	10056052	+ \$ =	490
..... Other fee for	01 FC:2801	395.00	0P	+ \$ =	
TOTAL OF ALL FEES =					\$885.00

☒ A CREDIT CARD PAYMENT FORM (PTO-2038) in the amount of \$ 885.00 is enclosed.

☒ The Commissioner is authorized to charge any fee, additional fee or extension fee due in connection herewith to Deposit Account No. 12-0555:

- (1) if no payment or an insufficient payment is enclosed and a fee is due in connection herewith; or
(2) if no petition for extension of time is enclosed but an EOT is required - and in this event, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely.

Date: November 2, 2004

By: *B. Aaron Schulman*
B. Aaron Schulman

Registration No.: 31,877

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AMENDMENT	Application #	10/056,052
	Confirmation #	3946
	Filing Date	28 January 2002
	First Inventor	PATTI
	Art Unit	1648
	Examiner	Lucas, Zachariah
	Docket #	P07069US04/BAS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R:

In conjunction with the Request for Continued Examination (RCE) filed herewith, and in response to the response to the Final Rejection dated May 19, 2004, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of the claims provided herewith in **Attachment A**.

Remarks to this Amendment are provided herewith in **Attachment B**.

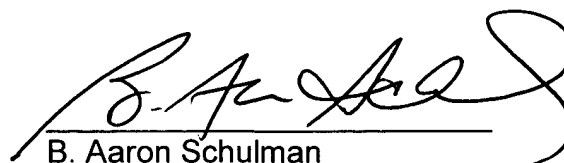
For the reasons as set forth herein, and for the reasons as discussed with the Examiner and Supervisor during the recent Interview in the present application, Applicants submit the present case has now been placed in condition for allowance.

Respectfully submitted,

STITES & HARBISON PLLC

Dated: November 2, 2004

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